

HOUSE BILL 3993

By Evans

AN ACT to amend Chapter 158 of the Private Acts of 2002; and any other acts amendatory thereto, relative to the Town of Greenbrier.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 158 of the Private Acts of 2002, and any other acts amendatory thereto, is amended by adding the following language as a new, appropriately designated section:

Voter Qualification Requirements

SECTION \_\_\_\_.

Any person who has been a resident of Greenbrier for thirty (30) days immediately preceding an election, or, to the extent authorized by Tennessee Code Annotated, Section 2-2-107(a)(3), any nonresident who has owned taxable real property in the city for thirty (30) days immediately preceding an election, and who is otherwise qualified to vote for members of the state legislature and has registered, shall be entitled to vote in city elections. These same qualifications shall apply to other city elections and referenda unless otherwise provided by law.

SECTION 2. Chapter 158 of the Private Acts of 2002, and any other acts amendatory thereto, is amended by deleting Section 3(2) in its entirety and by substituting instead the following:

(2) "Department head" means the city recorder, fire chief, city superintendent, chief of police, building and codes official and other department heads appointed by the board and mayor.

SECTION 3. Chapter 158 of the Private Acts of 2002, and any other acts amendatory thereto, is amended by deleting Section 3(3) in its entirety and by substituting instead the following:

(3) "Officer" means the mayor, aldermen, city attorney, and city judge.

SECTION 4. Chapter 158 of the Private Acts of 2002, and any other acts amendatory thereto, is amended by deleting Section 6 in its entirety and by substituting instead the following:

SECTION 6. The board of mayor and aldermen shall consist of a mayor, who shall serve a four-year term, and six (6) aldermen, who shall also serve four-year terms. The mayor shall be elected from the qualified electors of the city at large. The aldermen shall be elected two (2) from each of the three (3) wards by the qualified electors of each ward. To be eligible to hold office of mayor or aldermen of the city the person must be at least twenty-one (21) years of age and a resident of the city for at least one (1) year immediately preceding such person's election, and, in case of aldermen, a bona fide resident of the ward in which he or she was elected.

Elections shall be held on the first Thursday in August consistent with terms of the existing officers.

The mayor and each alderman shall take an oath that he or she will faithfully and impartially discharge the duties of his or her office to the best of his or her skill and ability without favor or impartiality.

SECTION 5. Chapter 158 of the Private Acts of 2002, and any other acts amendatory thereto, is amended by deleting the second paragraph from Section 15 which reads as follows:

The board shall require a good and solvent bond of the recorder, to be approved by the board, sufficient in the amount to cover all monies and other properties that come, or may come, into the hands of the recorder, the bond to be conditioned to faithfully perform the duties of recorder and to faithfully account for and pay over according to law all monies and other properties that shall come into his hand. The term of office of the recorder shall be for the life of the term of the members of the board of mayor and aldermen who elected him.

SECTION 6. Chapter 158 of the Private Acts of 2002, and any other acts amendatory thereto, is amended by inserting a period "." in Section 16 after the language "duties of the office" in the first sentence of paragraph 3 and by deleting the following language:

, and also, a good, solvent and sufficient bond, with approved security, to faithfully discharge the duties of his or her office to the best of his or her skill and ability, and to receive, safely keep and disburse and pay over the monies, funds, revenues, and other property entrusted to the treasurer-elect's keeping according to law.

SECTION 7. This act shall have no effect unless it is approved by a two-thirds (2/3) vote Board of Mayor and Aldermen of the Town of Greenbrier within forty-five (45) days of the date the act becomes a law. Its approval or nonapproval by the Board of Mayor and Aldermen shall be certified by the Mayor of the Town of Greenbrier to the secretary of state.

SECTION 8. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 7.